



State of Ohio Environmental Protection Agency

Southeast District Office

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Logan, Ohio 43138

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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korfeski, Director

January 8, 2010

Re: Tuscarawas County
Open Burning
Complaint 30001217

Mr. John Friend
5269 Lindentree Road NE
Mineral City, Ohio 44656-8301

Dear Mr. Friend:

I am writing this letter in response to a complaint received by this office on December 24, 2009. The complaint alleges that you are burning trash at your home.

On December 29, 2009, I investigated this complaint and spoke to your son, David and gave him a pamphlet that explains Ohio's open burning rules. To open burn residential waste such as paper, leaves, tree trimmings, cardboard, etc., the burn area must be located in an unrestricted area (as your property appears to be) and the burn site must be at least 1,000 feet from the nearest neighbor. The burn site on your property does not appear to be 1,000 feet from your neighbors. Plastics, garbage, animal carcasses, tires, furniture, carpet etc. cannot be open burned anywhere in Ohio. Evidence of the open burning of plastics, garbage and other solid wastes was observed.

Open burning of improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a fine. All open burning in violation of the requirements specified in OAC rule 3745-19-04 must stop immediately. If you continue to open burn improper waste materials, legal action will be taken against you.

Please contact me at 740-380-5217 or 1-800-686-7330 so that we can discuss this complaint.

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm